

108TH CONGRESS  
1ST SESSION

# H. R. 502

To require identification that may be used in obtaining Federal public benefits to meet restrictions ensuring that it is secure and verifiable.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 29, 2003

Mr. TANCREDO (for himself, Mr. DEAL of Georgia, Mr. DUNCAN, Mr. NORWOOD, Mr. SCHROCK, Mr. BARTLETT of Maryland, Mr. SMITH of Texas, Mr. WELDON of Florida, Mr. ROHRABACHER, Mr. AKIN, Mr. GOODE, Mr. KING of Iowa, and Mr. MILLER of Florida) introduced the following bill; which was referred to the Committee on Government Reform, and in addition to the Committees on the Judiciary and House Administration, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

To require identification that may be used in obtaining Federal public benefits to meet restrictions ensuring that it is secure and verifiable.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SECURE AND VERIFIABLE IDENTIFICATION RE-**  
4 **QUIRED FOR FEDERAL PUBLIC BENEFITS.**

5 (a) IN GENERAL.—In the provision in the United  
6 States of a Federal public benefit or service, including a

1 law enforcement service, that requires the recipient to  
2 produce identification, no Federal agency, commission, or  
3 other entity within the executive, legislative, or judicial  
4 branch of the Federal Government may accept, recognize,  
5 or rely on (or authorize the acceptance or recognition of,  
6 or the reliance on) any identification document, unless the  
7 document was issued by a Federal or State authority and  
8 is subject to verification by a Federal law enforcement,  
9 intelligence, or homeland security agency.

10 (b) IMMUNITY.—An elected or appointed official, em-  
11 ployee, or other contractor or agent of the Federal Govern-  
12 ment who takes an action inconsistent with subsection (a)  
13 is deemed to be acting beyond the scope of authority  
14 granted by law and shall not be immune from liability for  
15 such action, unless such immunity is conferred by the  
16 Constitution and cannot be waived.

17 (c) SENSE OF CONGRESS.—It is the sense of the Con-  
18 gress that the 50 States and the District of Columbia  
19 should implement policies modeled on this Act.

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